

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

SEAN D. RIES, JOHN R. MURRAY,	)	
PHILIP C. HENRY, and others similarly	)	
situated,	)	
	)	
Plaintiffs,	)	
	)	Civil Action No. 04-CV-40179
v.	)	
	)	
	)	
ALLMERICA FINANCIAL	)	
CORPORATION, ALLMERICA	)	
FINANCIAL LIFE INSURANCE AND	)	
ANNUITY COMPANY, and	)	
FREDERICK H. EPPINGER, JR.,	)	
	)	
Defendants.	)	

**NOTICE OF APPEARANCE**

Now comes the undersigned, David M. Osborne, and hereby enters his appearance on behalf of Sean D. Ries, John R. Murray, Philip C. Henry, and others similarly situated in the above-entitled matter.

Respectfully submitted,

By: s/s David M. Osborne

---

David M. Osborne (BBO #564840)  
DWYER & COLLORA, LLP  
600 Atlantic Avenue  
Boston, MA 02210  
(617) 371-1000  
(617) 371-1037  
Attorneys for Plaintiffs  
Sean D. Ries, John R. Murray, and Philip C. Henry

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the within Notice of Appearance was served upon counsel for Defendants via hand delivery on the 19<sup>th</sup> day of November, 2004, at the address set forth below:

Andrea J. Johnson  
Jonathan A. Shapiro  
Eric D. Levin  
Brett R. Budzinski  
Wilmer Cutler Pickering Hale and Door, LLP  
60 State Street  
Boston, MA 02109  
(617) 526-6000

---

David M. Osborne